

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3594-01
Bill No.: Truly Agreed To and Finally Passed HB 1715
Subject: Courts; Disabilities
Type: Original
Date: May 2, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
General Revenue	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Administration – Commissioner’s Office, – Administrative Hearing Commission, Department of Mental Health, Office of Attorney General, Department of Corrections,** and the **Office of State Public Defender** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of Prosecution Services** assume the proposed legislation would have no fiscal impact on prosecutors.

Officials from the **Office of State Courts Administrator** assume, because of difficulty interpreting what is meant by “juvenile detention or correctional facility,” they were unable to estimate what the fiscal impact might be. However, CTS does not expect that it will result in a significant impact on the budget of the judiciary.

Officials from the **Department of Social Services – Division of Youth Services (DYS)** stated that the Department of Elementary and Secondary Education reported in FY 00 that .04% (.0004) of all children receive special education services for deafness. By extending that incident rate to the parents, DYS estimates that less than .08% (.0008) of the youth or his/her parent/guardians receiving services from DYS require deaf interpretive services. They DYS estimates fewer than 2 youth and/or parent/guardians will require deaf interpretive services annually. In past incidents, the DYS has been able to meet the costs associated with providing the necessary services.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume state-funded interpreters for the deaf would be used for an interview or any other proceeding regarding a juvenile that is authorized by or held under the supervision of a court and for any proceeding concerning the well-being or rehabilitation of a deaf person within a juvenile detention or correctional facility.

DESE officials state the proposal would put into state law requirements that are already in place at the federal level (Title II of the Americans with Disabilities Act of 1990). DESE assumes there would be no fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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GENERAL REVENUE FUND

Costs – Department of Elementary and
 Secondary Education

State-funded interpreters	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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ESTIMATED NET EFFECT ON GENERAL REVENUE FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

The proposal could result in a fiscal impact to small businesses that provide deaf interpretive services.


DESCRIPTION

The proposed legislation would require the use of state-funded interpreters for the deaf to proceedings in juvenile detention or correctional facilities.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space. This legislation would not affect Total State Revenue.

SOURCES OF INFORMATION

Office of Administration
 – Office of the Commissioner
 – Administrative Hearing Commission
Office of State Public Defender
Department of Social Services
 – Division of Youth Services
Department of Mental Health
Office of Attorney General
Department of Corrections
Department of Elementary and Secondary Education
Office of Prosecution Services
Office of State Courts Administrator



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Acting Director

May 2, 2002